IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Michael SCHIRNER et al.

Serial No.: 10/088,866 Group Art Unit: 6769

Filed: July 2, 2002 Examiner: Sheela Jitendra Huff

For: ANTIBODY-DYE CONJUGATES FOR BINDING TO TARGET STRUCTURES

OF ANGIOGENESIS IN ORDER TO INTRAOPERATIVELY DEPICT TUMOR

PERIPHERIES

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §§ 1.56, 1.97 and 1.98

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This information disclosure statement is made in accordance with 37 C.F.R. §§ 1.56, 1.97 and 1.98 as follows:

Timing and Fees

\boxtimes	Under 37 C.F.R. § 1.97(b), no fee or statement is required for filing this disclosure statement is filed:					
		within three months of the filing date of a national application other than a CPA under § 1.53(d);				
		within three months of the actual filing date of the national phase of a PCT application; OR				
	\boxtimes	before the mailing of a first substantive office action (including after filing of an RCE).				
	Under 37 C.F.R. § 1.97(c), this information disclosure statement is filed after the specified in 37 C.F.R. § 1.97(b), but before the mailing date of:					
		a final rejection under 37 C.F.R. 1.113; termination of prosecution, e.g. Ex Parte Quayle, M.P.E.P § 609(B)(2); OR a notice of allowance under 37 C.F.R. § 1.311; and				

		is acco	ompanied by:			
			the statement as specified in 37 C.F.R. § 1.97(e) set out below; OR			
			a check covering the fee of \$180.00 under 37 C.F.R. § 1.17(p).			
			R. § 1.97(d), this information disclosure statement is filed after the mailing lowing actions which have not been withdrawn:			
		a final	action under 37 C.F.R. § 1.113;			
		termin	ation of prosecution, e.g. Ex Parte Quayle, M.P.E.P § 609(B)(2);			
		OR a ı	notice of allowance under 37 C.F.R. § 1.311;			
	AND	is filed	on or before payment of the issue fee; AND is accompanied by:			
			tement as specified in 37 C.F.R. § 1.97(e) as set forth below, and the fee of 00 under 37 C.F.R. § 1.17(p).			
Staten	nents U	nder 37	C.F.R. 1.97(e)			
			Each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application having a mailing date not more than three months prior to the filing date of this information disclosure statement; or			
			No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of the undersigned attorney after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing date of the information disclosure statement.			
Cited 1	Materia	<u>ls</u>				
		Copies of materials listed but not attached were cited in benefit (35 U.S.C. § 12 ancestor application Serial No, on Form 892 by the Examiner and/or For 1449 by the applicant; see 37 C.F.R. § 1.98(d).				
		_	of materials listed but not attached were cited in an international search dated			
		Not rec	quired by 37 CFR § 1.98.			
	\boxtimes	Copies	of the materials listed are attached (except for the foregoing).			

Non-E	nglish I	Language References					
		An English-language search report or equivalent paper from a foreign patent office is provided indicating the relevance of the cited reference(s).					
		A foreign-language search report from a foreign patent office is provided, and pertinent parts are translated substantively below:					
		 X = document of particular relevance when it is taken alone Y = document of particular relevance when it is combined with another such document 					
		A = document defining the general state of the art O = non-written disclosure					
		O = non-written disclosure P = intercalated document					
		T = document cited to understand the theory or principle underlying the invention					
		E = patent document which has the benefit of a date earlier than the filing date and which was published only on or after this filing date					
		D = cited in the application					
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		& = publication of member of same patent family					
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Pavme	nt of Fe	es Due (If Any):					
		k for \$ covering the fee identified above is attached.					
	Please	charge to Deposit Account No. 13-3402 \$ for the fee identified above.					

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Respectfully submitted,

Csaba Henter, Reg. No. 50,908 Attorney/Agent for Applicants

MILLEN, WHITE, ZELANO & BRANIGAN, P.C.
Arlington Courthouse Plaza 1
2200 Clarendon Blvd. Suite 1400
Arlington, Virginia 22201
Telephone: (703) 243-6333
Facsimile: (703) 243-6410

Attorney Docket No.: SCH-1869

Date: January 3, 2006

CH:pdr

PTO/SB/08A (08-00)

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Substitute	for form 1449A/PT	о		Complete if Known		
				Application Number	10/088,866	
INFO	RMATION	IDISCI	LOSURE	Filing Date	July 2, 2002	
STAT	TEMENT B	Y APP	LICANT	First Named Inventor	Michael SCHIRNER et al.	
				Group Art Unit	6769	
	(use as many sh	eets as ned	cessary)	Examiner Name	Sheela Jitendra Huff	
Sheet	1	of	1	Attorney Docket Number	SCH-1869	

U.S. PATENT DOCUMENTS							
Examiner Initials *	Cite No.1	U.S. Patent Docum	Ment Kind Code ² (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY		
							
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Examiner Initials*	Cite No.1	Office ³	Number ⁴	Kind Code ⁵ (if known)	Name of Patentee or Applicant of Cited Document	Cited Document MM-DD-YYYY	Where Relevant Passages or Relevant Figures Appear	T⁵
-	1	wo	97/45544		Medical Research Council	12-4-1997		
	2	wo	99/58570		Technische Hochschule Zurich	11-18-1999		-
•	3	wo	01/62800		Eidgenossische Technische Hochschule Zurich	08-30-2001		

		
Examiner Signature	Date Considered	

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¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached. Number refers to English language corresponding family member.